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F
MAR 10 1981

Attorney for: Plaintiff/Cross-defendant

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF SAN DIEGO
10 EL CAJON JUDICIAL DISTRICT

11 CINEMATRONICS, INC.,
12 a California corporation,

Plaintiff,

v.

13 VECTORBEAM, a California
14 corporation; EXIDY INCORPORATED,
15 a California corporation; and
16 DOES I through X, inclusive,

Defendants.

17
18 EXIDY INCORPORATED, a
19 California corporation,

Cross-complainant,

v.

21 CINEMATRONICS, INC.,
22 a California corporation,

Cross-defendant.

Case No. 451437

NOTICE OF MOTION
FOR PARTIAL SUMMARY
JUDGMENT

Date: 3-18-81

Time: 2:30 p.m.

Dept: 6

23 TO: Defendant/cross-complainant EXIDY, INC., a California corp-
24 oration, and to ROBERT E. SCHULZ of CRIST, CRIST, GRIFFITHS,
25 BRYANT, SCHULZ & BIORN, its attorney(s) of record:

26 PLEASE TAKE NOTICE that on March 18, 1981, at the hour of
27 2:30 p.m., or as soon thereafter as counsel may be heard, in
28

1 ///

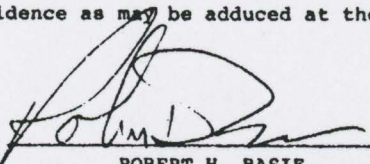
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3 Department 6 of the above-captioned court located at 110 East
4 Lexington, El Cajon, California 92020, plaintiff/cross-defendant
5 CINEMATRONICS, INC., will, and does hereby, move said court for
6 partial summary judgment against defendant/cross-complainant
7 EXIDY, INC., upon its First Cause of Action of the cross-complaint
8 on file herein.

9 Said motion will be made upon the ground that said cause
10 of action has no merit and that in that respect there exists no
11 triable issue as to any material fact and that cross-defendant is
12 entitled to judgment thereon as a matter of law.

13 Said motion will be based upon this notice, the pleadings,
14 records and papers on file herein, the memorandum of points and
15 authorities and exhibits thereto served and filed herewith, and
16 such oral and documentary evidence as may be adduced at the
17 hearing of this motion.

18
19 DATED: March 5, 1981

20 
21 _____
22 ROBERT H. BASIE
23 Attorney for Plaintiff/Cross-defendant
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SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO			FOR COURT USE ONLY
TITLE OF CASE (Abbreviated) CINEMATRONICS v. VECTORBEAM & EXIDY and related cross-actions.			F MAR 10 1981 8
ATTORNEY(S) NAME AND ADDRESS ROBERT H. BASIE, A. P. C. 1200 Third Avenue, Suite 1700 San Diego, California 92101			
ATTORNEY(S) FOR: Plaintiff	TELEPHONE: 233-1700	HEARING DATE-TIME-DEPT 3-18-81 2:30a.m. Dept 6	CASE NUMBER 451437

DECLARATION OF SERVICE BY MAIL

I, ROBYN RAY declare: That I am, and was at the time of service of the papers herein referred to, over the age of eighteen years, and not a party to the action; and I am

employed in the County of San Diego, California, in
(Residing/employed)
which county the within-mentioned mailing occurred. My business address is
(Residence/Business)

1200 Third Avenue, Suite 1700, San Diego, California 92101. I served the
(Hwy., Street) (City, State)

following document(s) NOTICE OF MOTION FOR PARTIAL SUMMARY JUDGMENT; MEMORANDUM
(set forth exact title of document(s))

OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION FOR PARTIAL SUMMARY

JUDGMENT

by placing a copy thereof in a separate envelope for each addressee named hereafter, addressed to each such addressee respectively as follows:

Robert E. Schulz, Esq.
CRIST, CRIST, GRIFFITHS,
BRYANT, SCHULZ & BIORN
550 Hamilton Avenue
Post Office Box 90
Palo Alto, California 94301

I then sealed each envelope and, with the postage thereon fully prepaid, deposited each in the United States mail at
San Diego, California, on March 5, 19 81.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 5, 19 81 at San Diego, California.

Robyn Ray
(Signature)

PROOF OF SERVICE BY MAIL

(C.C.P. 1013a and 2015.5)